

**REQUEST FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450



Application Number: 09/687,384

Confirmation Number: 7338

Filing Date: October 13, 2000

First Named Inventor: Timothy G. DINAN et al.

Group Art Unit: 1614

Examiner: Donna A. Jagoe

Attorney Docket Number: 09487.0001-00

Attorney Customer Number: 22,852

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. Submission required under 37 C.F.R. § 1.114: Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, application must request non-entry of such amendment.

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
- ii. ☐ Other _____.
- b. ☒ **DO NOT ENTER** the amendment(s) previously filed on 5/6/2004 and 6/28/2004. An alternate submission is attached.
- c. ☒ Enclosed submission: .
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-mentioned application is requested under 37 C.F.R. § 1.103(c) for a period of [number] months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(i) required.)
- b. ☐ Other _____

3. Fees

- a. ☒ The filing fee is calculated as follows:
- i. ☒ \$790.00 RCE fee required under 37 C.F.R. § 1.17(e) 07/08/2005 HALI11 00000007 09687384 01 FC:1801 790.00 OP
- ii. ☐ Petition for extension of time for ([number] Months) \$[Fee]
- iii. ☐ Other _____
- b. ☒ Check in the amount of \$790.00 enclosed.
- c. ☒ The Commissioner is authorized to charge any deficiencies in the filing fees, or credit any overpayments to Deposit Account No. 06-0916.

Signature of Applicant, Attorney, or Agent Required

Name: Adriana L. Burgy

Reg. No.: 48,564

Signature: *Adriana L. Burgy*

Date: July 6, 2005

Certificate of Mailing or Transmission

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, MAIL STOP RCE, P.O. Box 1450, Alexandria, VA. 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on: [Date]

Name: [Text]

Signature:

Date:



PATENT
Customer No. 22,852
Attorney Docket No. 09487.0001-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Timothy G. DINAN et al.) Group Art Unit: 1614
)
Application No.: 09/687,384) Examiner: Donna A. Jagoe
)
Filed: October 13, 2000)
)
For: TREATMENT AND PREVENTION) Confirmation No.: 7338
OF GASTROINTESTINAL)
DISEASE USING ANTAGONISTS)
OR PARTIAL AGONISTS OF)
5HT1a RECEPTORS)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT AND SUBMISSION UNDER 37 C.F.R. § 1.114

Further to the Request for Continued Examination under 37 C.F.R. § 1.114 and fee filed concurrently herewith, and in reply to the Office Action mailed November 4, 2004, the period for response having been extended to July 6, 2005, by a Notice of Appeal, Appeal Brief, and respective Petitions for Extension of Time filed concurrently with the Notice of Appeal and Appeal Brief, as well as the Examiner's Answer mailed on May 6, 2005, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of the claims found at page 2 of this paper.

Remarks follow the amendment section found at page 3 of this paper.